

1 SENATE JOINT RESOLUTION 21

2 **48TH LEGISLATURE - STATE OF NEW MEXICO - FIRST SESSION, 2007**

3 INTRODUCED BY

4 Richard C. Martinez

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10 A JOINT RESOLUTION

11 APPROVING THE NEGOTIATED AMENDMENTS TO EXISTING TRIBAL-STATE  
12 CLASS III GAMING COMPACTS TO BE ENTERED INTO BY THE GOVERNOR OF  
13 THE STATE OF NEW MEXICO AND THE PUEBLOS OF ISLETA, LAGUNA,  
14 SANDIA, SAN FELIPE, SANTA ANA, SANTA CLARA, TAOS AND TESUQUE  
15 AND WITH OHKAY OWINGEH AND THE JICARILLA APACHE NATION.

16  
17 WHEREAS, the Compact Negotiation Act authorizes the  
18 governor to negotiate the terms of compacts between the state  
19 and Indian nations, tribes and pueblos located in New Mexico,  
20 referred to as "tribes" herein, for the conduct of class III  
21 gaming pursuant to the federal Indian Gaming Regulatory Act;  
22 and

23 WHEREAS, in 2001, a negotiated compact for class III  
24 gaming was approved by the legislature and by the United States  
25 department of the interior, and was entered into by the

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1 governor on behalf of the state with each of the gaming tribes  
2 in New Mexico; and

3 WHEREAS, the Compact Negotiation Act provides for  
4 legislative involvement in the negotiation process through the  
5 deliberations of the legislative committee on compacts and by  
6 requiring the approval of amendments to a compact by a majority  
7 vote of both houses of the legislature on a joint resolution  
8 approving the amendments before the amendments may be executed  
9 by the governor; and

10 WHEREAS, Governor Bill Richardson on January 26, 2007  
11 submitted to the legislative committee on compacts proposed  
12 amendments to the compact adopted in 2001, including an  
13 appendix to the 2001 compacts that clarified certain issues,  
14 that were negotiated on behalf of the state with eleven tribes  
15 who requested negotiations pursuant to the Compact Negotiation  
16 Act; and

17 WHEREAS, the legislative committee on compacts reviewed  
18 the proposed amendments to the compacts from ten tribes and  
19 requested the governor to resume negotiations with the tribes  
20 to consider one amendment; and

21 WHEREAS, the amendment was rejected; however, additional  
22 amendments were negotiated by the tribes and the governor, and  
23 all amendments were approved by the legislative committee on  
24 compacts on March 7, 2007; and

25 WHEREAS, the Compact Negotiation Act allows the

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1 legislature to approve more than one tribe's compact or  
2 amendments in a single resolution if the terms of the compacts  
3 or amendments are identical, except for the names of the tribes  
4 and the persons executing the proposed amendments to the  
5 compacts; and

6 WHEREAS, the Compact Negotiation Act allows the governor  
7 to execute additional amendments identical to those approved  
8 pursuant to that act without submitting the identical  
9 amendments for legislative approval; and

10 WHEREAS, the legislative committee on compacts has  
11 reviewed and considered the proposed amendments negotiated and  
12 agreed upon by the governor and the Pueblos of Isleta, Laguna,  
13 Sandia, San Felipe, Santa Ana, Santa Clara, Taos and Tesuque,  
14 Ohkay Owingeh and the Jicarilla Apache Nation and, based upon  
15 those deliberations and pursuant to the Compact Negotiation  
16 Act, hereby submits those proposed amendments to the class III  
17 gaming compact approved by the legislature in 2001 with its  
18 recommendation that the amendments be approved by the full  
19 legislature;

20 NOW, THEREFORE, BE IT RESOLVED BY THE LEGISLATURE OF THE  
21 STATE OF NEW MEXICO that the proposed amendments to the 2001  
22 class III tribal-state gaming compacts, attached hereto,  
23 submitted to the legislative committee on compacts on January  
24 26, 2007, as further amended and submitted on March 5, 2007,  
25 negotiated and agreed to by the state and the Pueblos of

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1 Isleta, Laguna, Sandia, San Felipe, Santa Ana, Santa Clara,  
2 Taos and Tesuque, Ohkay Owingeh and the Jicarilla Apache  
3 Nation, be hereby approved.

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